

09/28/01

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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 42390P12154

(maximum 12 characters)

First Named Inventor Michael J. Payne

Title: COLOR AS A VISUAL CUE IN SPEECH-ENABLED APPLICATIONS

Express Mail Label No. EL034161789US

J1050 U.S. PTO 09/19/01 09/25/01

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D. C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- 1. X Fee Transmittal Form (e.g., PTO/SB/17)
2. Applicant Claims Small Entity Status. (37 CFR 1.27)
3. X Specification (Total Pages 23)
4. X Drawings(s) (35 USC 113) (Total Sheets 5)
5. X Oath or Declaration (Total Pages 5)
6. X Application Data Sheet. (37 CFR 1.76)
7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission

ACCOMPANYING APPLICATION PARTS

9. ☒ **Assignment Papers (cover sheet & documents(s))**
10. ☐ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
- ☐ b. Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ a. Information Disclosure Statement (IDS)/PTO-1449
- ☐ b. Copies of IDS Citations
13. ☐ **Preliminary Amendment**
14. ☒ **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. ☒ Other: Copy of return receipt postcard with certificate of mailing and express mail label number, petition for acceptance of color drawings.

**18A. If a CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)  
**Of Prior Application No.:** ☐ Examiner ☐ Group Art Unit ☐  
 (which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. ☐  
 which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. ☐ (List entire chain of priority)

**Applicant(s):** Also include a Preliminary Amendment to amend the specification to claim priority.  
**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that ☐ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. ☐ Frame No. ☐ (or a copy of which is attached).

**19. Correspondence Address**

☐ Customer Number or Bar Code Label ☐  
 or (Insert Customer No. or Attach Bar Code Label here)

☒ Correspondence Address Below

NAME James H. Salter  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard  
Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-9397

Name (PRINT/TYPE): James H. Salter Registration No.: 35.668  
 Signature: [Signature] Date: 9/25/11

# EXPRESS MAIL CERTIFICATE OF MAILING

"Express Mail" mailing label number: EL034161789US

Date of Deposit: September 25, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

Monique M. Rosen  
(Typed or printed name of person mailing paper or fee)

M. Rosen  
(Signature of person mailing paper or fee)

9/25/01  
(Date signed)

Serial/Patent No.: Not Yet Assigned Filing/Issue Date: September 25, 2001  
Client: Intel Corporation  
Title: COLOR AS A VISUAL CUE IN SPEECH-ENABLED APPLICATIONS

BSTZ File No.: 423001215 Atty/Secy Initials: JHS/MSF/  
Date Mailed: September 25, 2001 Docket Date: \*\*\*

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- |   |   |
|---|---|
| <input type="checkbox"/> Amendment/Response to _____ page(s)  | <input checked="" type="checkbox"/> Express Mail No.: <u>EL034161789US</u> Check No.: <u>45468</u>                  |
| <input type="checkbox"/> Appeal Brief (_____) page(s)   | <input type="checkbox"/> _____ Month(s) Extension of Time Amt.: <u>1370</u>   |
| <input checked="" type="checkbox"/> Application-Utility (_____) <u>23</u> page(s) with cover and abstract | <input checked="" type="checkbox"/> Information Disclosure Statement (AIDS) (_____) page(s) Check No.: <u>45468</u> |
| <input type="checkbox"/> Application- Rule 1.53(b) Continued Examination (_____) page(s)                  | <input type="checkbox"/> Request for Extension of Time Amt.: <u>40</u>  |
| <input type="checkbox"/> Application- Rule 1.53(b) Divisional (_____) page(s)                             | <input type="checkbox"/> Notice of Appeal Check: <u>45470</u>   |
| <input type="checkbox"/> Application- Rule 1.53(b) CIP (_____) page(s)                                    | <input type="checkbox"/> Petition for Extension of Time Amt.: <u>1370</u>   |
| <input type="checkbox"/> Application- Rule 1.53(d) CIP/Transmittal (_____) page(s)                        | <input type="checkbox"/> Petition for: <u>Color Change</u>  |
| <input type="checkbox"/> Application- Design (_____) page(s)  | <input type="checkbox"/> Planning   |
| <input type="checkbox"/> Application- PCT (_____) page(s)   | <input type="checkbox"/> Power of Attorney (_____) page(s)  |
| <input type="checkbox"/> Application- Provisional (_____) page(s)   | <input type="checkbox"/> Preliminary Amendment (_____) page(s)  |
| <input checked="" type="checkbox"/> Assignment and Cover Sheet  | <input type="checkbox"/> Reply Brief (_____) page(s)  |
| <input type="checkbox"/> Certificate of Mailing   | <input type="checkbox"/> Response to Notice of Missing Parts  |
| <input checked="" type="checkbox"/> Declaration & POA (_____) <u>5</u> page(s)                            | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business                                |
| <input type="checkbox"/> Declaration Draw & Copy of Invention (_____) page(s)                             | <input type="checkbox"/> Transmittal Letter, in duplicate   |
| <input checked="" type="checkbox"/> Drawings: <u>5</u> # of sheets included, <u>5</u> figures             | <input type="checkbox"/> Fee Transmittal, in duplicate  |

☒ Other: Copy of post card with express mail label and cost of mail.

EL034161789US

**FEE TRANSMITTAL FOR FY 2001****TOTAL AMOUNT OF PAYMENT (\$)** 1540.00 (3 checks)**Complete if Known:****Application No.** Not Yet Assigned**Filing Date** September 25, 2001**First Named Inventor** Michael J. Payne, et al.**Group Art Unit** Not Yet Assigned**Examiner Name** Not Yet Assigned**Attorney Docket No.** 42390P12154**METHOD OF PAYMENT (check one)**

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

**Deposit Account Number** \_\_\_\_\_  
**Deposit Account Name** 02-2666

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed: ☒ Check  
☐ Credit Card  
☐ Money Order  
☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Code</u>	<u>Fee (\$)</u>	<u>Code</u>	<u>Fee (\$)</u>		
101	710	201	355	Utility application filing fee	<u>710.00</u>
106	320	206	160	Design application filing fee	_____
107	490	207	245	Plant filing fee	_____
108	710	208	355	Reissue filing fee	_____
114	150	214	75	Provisional application filing fee	_____
<b>SUBTOTAL (1)</b>					<b>\$ 710.00</b>

**2. EXTRA CLAIM FEES**

		<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
<b>Total Claims</b>	<u>30</u>	- 20** = <u>10</u>	X <u>18.00</u>	= <u>180.00</u>
<b>Independent Claims</b>	<u>9</u>	- 3** = <u>6</u>	X <u>80.00</u>	= <u>480.00</u>
<b>Multiple Dependent</b>				= _____

\*\*Or number previously paid, if greater; For Reissues, see below.

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>
<u>Code</u>	<u>Fee (\$)</u>	<u>Code</u>	<u>Fee (\$)</u>	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** \$ 660.00

PTO-2038 (Rev. 10-2000)

# **FEE CALCULATION (continued)**

## **3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	710	246	355	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (see 37 CFR 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
195	300	195	300	Publication fee for early, voluntary, or normal publication	
196	300	196	300	Publication fee for republication	
194	130	194	130	Request for voluntary publication or republication	
098	130	098	130	Processing fee under 37 CFR 1.17(i)	
091	1,240	091	1,240	Acceptance of unintentionally delayed claim for priority	
Other fee (specify) <u>Petition for acceptance to submit color drawings</u>					170.00
Other fee (specify) _____					
<b>SUBTOTAL (3)</b>					<b>\$ 170.00</b>

\*Reduced by Basic Filing Fee Paid

## **SUBMITTED BY:**

Typed or Printed Name: James H. Salter

Signature: \_\_\_\_\_

Date: 9/25/01

Reg. Number: 35,668

Telephone Number: (408) 720-8300

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Michael J. Payne ) Examiner: Not Yet Assigned  
Application No.: Not Yet assigned ) Art Unit: Not Yet Assigned  
Filed: September 25, 2001 )  
For: COLOR S A VISUAL CUE IN SPEECH-ENABLED )  
APPLICATIONS )  
Assistant Commissioner for Patents  
Washington, DC 20231

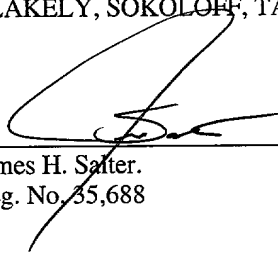
**PETITION FOR ACCEPTANCE OF COLOR DRAWINGS  
UNDER 37 C.F.R. §1.84(b)**

Sir:

Pursuant to the provisions of 37 C.F.R. §1.84(b), Applicant hereby petitions for acceptance of the enclosed color drawings in the above-referenced patent application. As required, three sets of color drawings are provided, and the petition fee of \$130.00 is enclosed. In addition, a complete set of drawings comprising five (5) sheets and five (5) figures is enclosed for the above-identified application. Acceptance of this Petition is respectfully requested.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: 9/25/ 2001

  
James H. Salter.  
Reg. No. 35,688

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